

Docket No.: 2001-1379 / 24061.421
Customer Number: 42717

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Yee-Chia Yeo, et al.	§	Docket No.:	2001-1379/24061.421
Serial No.:	10/068,928	§	Examiner:	Theresa T. Doan
Filing Date:	February 7, 2002	§	Art Unit:	2814
For:	MOSFET Device with a Strained Channel	§	Conf. No.:	9422

VIA FACSIMILE – 1-703-872-9306

Attention: Office of Petitions

MAIL STOP PETITION

Commissioner for Patents

PO Box 1450

Alexandria, VA 22313-1450

**Petition for Revival of an Application for Patent Abandoned for Failure to Notify
the Office of a Foreign or International Filing Under 37 CFR 1.137(f)**

Dear Sir:

Pursuant to 37 CFR 1.137(f), Applicant, by their attorney of record, hereby petitions for revival of this application under 37 CFR 1.137(b).

The above-identified application became abandoned pursuant to 35 U.S.C. 122(b)(2)(B)(iii) for failure to timely notify the U.S. Patent and Trademark Office of the filing of an application in a foreign country or under a multinational international treaty that requires publication of applications eighteen months after filing. The date of abandonment is the day after the expiration date of the forty-five (45) day period set in 35 U.S.C. 122(b)(2)(B)(iii). A Notice of Abandonment has not yet been issued by the United States Patent and Trademark Office.

Subsequent to the filing of the above-identified application, an application was filed in another country, or under a multinational international treaty that requires publication of applications eighteen months after filing. A Taiwanese patent application, claiming priority to the subject application, was filed on January 16, 2003. The Rescission was due on March 2, 2003, 45 days from the filing of the Taiwanese Application.

The entire delay in filing the required notice of a foreign or international filing from the due date for the required notice until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. Applicant respectfully requests the acceptance of the Rescission of Previous Nonpublication Request Under 35 USC §122(b)(2)(B)(ii) and Notice of Foreign Filing Under 35 USC §122(b)(2)(B)(iii) for the above-identified application filed concurrently herewith.

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The Commissioner is hereby authorized to charge the fee under 37 CFR §1.17(m) Petition to Revive Unintentionally Abandoned Application in the amount of \$1330.00 to the Deposit Account of Haynes and Boone, LLP 08-1394. Additionally, the Commissioner is hereby authorized to charge any deficiency or credit any overpayment associated with this communication to said Deposit Account 08-1394. This form submitted in duplicate.

Applicant respectfully requests that the Commissioner grant this Petition and revive the application.

Respectfully submitted,


Wei Wei Jiang
Registration No. 25,305

Date: Aug. 18, 2004

HAYNES AND BOONE, LLP
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R:82528.1

CERTIFICATE OF FACSIMILE TRANSMISSION	
I hereby certify that this correspondence is being transmitted by facsimile on the date shown below to the U.S. Patent and Trademark Office at 703-572-9306.	
Name	<u>Joy L. Nowak</u>
Date	<u>8-18-04</u>

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